



FR-4915-01-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

Waybill Compliance Survey; Request for Comments

AGENCY: Surface Transportation Board

ACTION: 60-day notice of intent to seek extension of approval: Waybill Compliance Survey

SUMMARY: As required by the Paperwork Reduction Act of 1995, 44 U.S.C. 3501 et seq. (PRA), the Surface Transportation Board (STB or Board) gives notice of its intent to seek from the Office of Management and Budget (OMB) approval for the Waybill Compliance Survey. This information collection, which was previously approved but expired, is described in detail below. Comments are requested concerning (1) the accuracy of the Board's burden estimates; (2) ways to enhance the quality, utility, and clarity of the information collected; (3) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology, when appropriate; and (4) whether this collection of information is necessary for the proper performance of the functions of the Board, including whether the collection has practical utility. Submitted comments will be summarized and included in the Board's request for OMB approval.

DESCRIPTION OF COLLECTION

Title: Waybill Compliance Survey

OMB Control Number: 2140-0010

STB Form Number: None

Type of Review: Reinstatement without change of a previously approved collection.

Respondents: Regulated railroads that are required to submit carload waybill sample information to the STB in the previous year.

Number of Respondents: 120

Estimated Time Per Response: .5 hours

Frequency: Annually

Total Burden Hours (annually including all respondents): 60

Total “Non-hour Burden” Cost: No “non-hour cost” burdens associated with this collection have been identified.

Needs and Uses: The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (1995), which took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred to the STB the responsibility for the economic regulation of common carrier rail transportation, including the collection and administration of the Carload Waybill Sample. Under 49 CFR 1244, a railroad terminating 4500 or more carloads, or terminating at least 5% of the total revenue carloads that terminate in a particular state, in any of the three preceding years is required to file carload waybill sample information (Waybill Sample) for all line-haul revenue waybills terminating on its lines. The information in the Waybill Sample is used to monitor traffic flows and rate trends in the industry. The Board needs to collect information in the Waybill Compliance Survey—information on carloads of traffic terminated each year by U.S. railroads—in order to determine which railroads are required to file the Waybill Sample. In addition, information collected in the Waybill Compliance Survey, on a voluntary basis, about the total operating revenue of each railroad helps to determine whether respondents are

subject to other statutory or regulatory requirements. Accurate determinations regarding the size of a railroad help the Board minimize the reporting burden for smaller railroads. The Board has authority to collect this information under 49 U.S.C. §§ 11144 and 11145 and under 49 CFR 1244.2.

DATE: Comments on this information collection should be submitted by July 9, 2012.

ADDRESSES: Direct all comments to Marilyn Levitt, Surface Transportation Board, 395 E Street SW, Washington, DC 20423-0001, or to levittm@stb.dot.gov. When submitting comments, please refer to “Waybill Compliance Survey, OMB control number 2140-0010.”

FOR FURTHER INFORMATION OR TO OBTAIN A COPY OF THE STB FORM,

CONTACT: Paul Aguiar, (202) 245-0323 or at paul.aguiar@stb.dot.gov. [Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.]

SUPPLEMENTARY INFORMATION: Under the PRA, a Federal agency conducting or sponsoring a collection of information must display a currently valid OMB control number. A collection of information, which is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c), includes agency requirements that persons submit reports, keep records, or provide information to the agency, third parties, or the public. Under § 3506(c)(2)(A) of the PRA, Federal agencies are required to provide, prior to an agency’s submitting a collection to OMB for approval, a 60-day notice and comment period through publication in the Federal Register concerning each proposed collection of information, including each proposed extension of an existing collection of information.

Dated: May 4, 2012.

Jeffrey Herzig

Clearance Clerk

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